

**CITY COUNCIL MEETING MINUTES**  
**Webster City, Iowa September 18, 2006**

The City Council met in regular session at the City Hall, Webster City, Iowa, at 6:45 p. m. September 18, 2006 upon call of the Mayor and the advance agenda. The meeting was called to order by Mayor Eugene C. Gray and roll being called there were present Eugene C. Gray, Mayor in the chair and the following named Council Members: Janet Adams, Jack Foster, Mark Gillette, and Jerry Kloberdanz.

**APPR AGENDA**

It was moved by Foster and seconded by Adams to approve the Agenda.

ROLL CALL: Gray, Kloberdanz, Adams, Foster and Gillette voting aye.

**CLOSED SESSION-EVALUATION**

It was moved by Gillette and seconded by Kloberdanz that the Council meet in closed session to evaluate the professional competency of an individual whose appointment is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session, as provided by Chapter 21.5 i of the Code of Iowa.

ROLL CALL: Kloberdanz, Adams, Foster, Gillette and Gray voting aye.

The Council went into closed session at 6:46 p.m.

The Council returned to open session at 7:00 p.m.

**PUBLIC INFORMATION**

Mayor Gray reported on the 25<sup>th</sup> anniversary dinner held by Congregate Meals on September 15, 2006.

Mayor Gray announced that the Class of 1946 who recently held their 60<sup>th</sup> reunion donated \$309.75 to the Webster City Historical Committee for use at the Depot complex.

It was moved by Foster and seconded by Gillette that the following motion and resolutions are approved and adopted:

**MINUTES, PAYROLLS & BILLS**

1. That the Minutes of September 5, 2006 be approved.
2. That Resolution No. 2006-110 on Payroll for the period ending September 22, 2006 and paid on September 8, 2006 in the amount of \$121,754.15 be passed and adopted.
3. That Resolution No. 2006-111 approving payment of Bills in the amount of \$1,207,773.35 be passed and adopted.

ROLL CALL: Adams, Foster, Gillette, Gray and Kloberdanz voting aye.

**HAYES SPECIAL EXCEPTION REQUEST**

The Council discussed the letter/request from Attorney Bob Goodwin on behalf of Brandon Hayes on a special exception in an A-1 (Agricultural) District.

The following people spoke regarding the request of Brandon Hayes:

Attorney Robert Goodwin, City Attorney Gary Groves, Karla Wetzler, Richard Seiser, Brandon Hayes, Charity Hayes, Larry Haren, Tom Rosenbloom, Dwain Noffke, Steve Hoesel and Ted Hayes

Attorney Robert Goodwin asked that his handout dated "9-18-06 Re: Brandon Hayes, Property at 1833 190<sup>th</sup> Street, Two Mile Extraterritorial Limit Jurisdiction" - which was presented to the Council and the City Attorney be noted as part of the record at this meeting. (Said document on file in City Clerk's Office.)

It was agreed by the Council for the City Manager to set up a joint workshop/meeting as soon as possible with the City Council and Planning and Zoning Commission to discuss the City's Comprehensive Plan, Zoning Ordinance and the request of Brandon Hayes.

The Council took a short recess at 8:25 p.m.

#### **PRESENTATION BY MIDAS**

Steve Hoesel, director gave an in-depth presentation on MIDAS (Mid Iowa Development Association) Council of Governments, its programs and services to our government.

#### **PRIDE IN WC COMM REQUEST**

Melissa Taylor and Maureen Seamonds of the Pride in Webster City Committee presented a request to improve the enforcement procedures and to change the current municipal infraction (nuisance) fines.

The CONSENSUS of the Council was to defer any action on the Pride Committee request to the first part of March 2007 to allow the city manager to have new enforcement procedures/duties for nuisances in the city implemented.

#### **APPT J. MAHARRY-PARK & RECR COMM**

It was moved by Kloberdanz and seconded by Adams that Jennifer Maharry be appointed by the Council to the Park and Recreation Advisory Commission for the unexpired term ending December 31, 2007.

ROLL CALL: Foster, Gillette, Gray, Kloberdanz and Adams voting aye.

#### **APPR CO#1 2006 WATER SYS PROJ**

It was moved by Gray and seconded by Foster that Resolution No. 2006-112 approving Change Order No. 1 to the 2006 Water System Improvement Project Contract with Wunsch Construction, Inc., Greene, Iowa in the additional amount of \$15,067.46 be passed and adopted.

ROLL CALL: Gillette, Gray, Kloberdanz, Adams and Foster voting aye.

#### **ACCEPT 2006 WATER SYS PROJ**

It was moved by Foster and seconded by Gillette that Resolution No. 2006-113 accepting work, authorizing payment of Final Estimate in the amount of \$72,739.21 now and the final retainage in the amount of \$25,189.39 in 30 days to Wunsch Construction, Inc., Greene, Iowa for completion of the 2006 Water System Improvement Project be passed and adopted.

ROLL CALL: Gray, Kloberdanz, Adams, Foster and Gillette voting aye.

**APPR PROP PUR AGREE-STRUCHEN**

It was moved by Foster and seconded by Kloberdanz that Resolution No. 2006- 114 authorizing the Mayor and City Clerk to enter into a purchase of property Agreement with Donald D. Struchen and David E. Struchen be passed and adopted.

ROLL CALL: Kloberdanz, Adams, Foster and Gray voting aye.  
Gillette abstained.

**REPORTS**

It was moved by Foster and seconded by Gillette that the following motions are approved:

1. That the Planning and Zoning Commission report of September 11, 2006 be accepted and placed on file.
2. That the June, July, August 2006 Financial report and receipts be accepted and placed on file.
3. That the June, July, August 2006 City Treasurer reports be accepted and placed on file.
4. That the August 2006 City Manager report be accepted and placed on file.

ROLL CALL: Adams, Foster, Gillette, Gray and Kloberdanz voting aye.

**OTHER REPORTS**

City Manager Ed Sadler reported the Park and Recreation Commission will be meeting with the Planning and Zoning Commission on the Comprehensive Plan, "Recreation and Public Grounds" chapter at the October 9, 2006 Planning and Zoning Commission meeting.

City Manager Sadler reported the Park and Recreation Commission held a tour of the City Parks on September 14, 2006 and have provided their recommendations on each park.

**OTHER ITEM**

It was noted that Councilman Kloberdanz will be the designated council person to attend the new Hamilton County City officials meetings hosted by the County Supervisor chairperson.

**UTILITY WORK SESSION (9<sup>th</sup>)**

The Council then proceeded with a Utility work session.

Year to date June, July, August 2006 Utilities Cash Statement reports on the three utilities were discussed.

It was moved by Kloberdanz and seconded by Adams that Resolution No. 2006-115 charging off from active accounts receivable delinquent final utility bills in the amount of \$47,929.22 and delinquent department charges in the amount of \$5,149.26 be passed and adopted.

ROLL CALL: Foster, Gillette, Gray, Kloberdanz and Adams voting aye.

It was moved by Foster and seconded by Gillette that the Council adjourn.

ROLL CALL: Gillette, Gray, Kloberdanz, Adams and Foster voting aye.

The Council stood adjourned at 10:01 p.m.